

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Yolanda I. Grigsby, Deputy Clerk.

F026937 People v. Lopez

Cause called and argued by Michael Cross, Esq., counsel for appellant and by John G. McLean, Esq., Deputy Attorney General, counsel for respondent.

Parties stipulate that (1) Ardaiz, P.J., the absent assigned justice, participate in the determination of this appeal, and (2) Ardaiz, P.J. to listen to the tape recording of oral proceedings upon his return.

Submission deferred pending filing of supplemental letter briefs on or before Monday, September 21, 1998.

Court recessed until Monday, September 14, 1998 at 10:00 A.M.

F027944 People v. Kirk et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F030658 In re Jesus C., et al., Minors

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F028687 People v. Cotrell

The judgment is affirmed with modifications.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F025880 The People v. Batten
F027306 In re Batten on Habeas Corpus

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F030971 In re Tiffany M., a Minor

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F028173 The People v. Morris

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F028645 People v. Hodge, Jr.

The judgment is affirmed with sentence Wmodifications.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F028658 The People v. Ortiz, et al.

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F028578 The People v. Moya

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]